

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

Sensa Verogna, Plaintiff, )  
v. ) Case #: 1:20-cv-00536-SM  
Twitter Inc., Defendant. )

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PLAINTIFF'S OBJECTION AND MOL TO TWITTER, INC.'S MOTION FOR  
LEAVE TO FILE REPLY TO PLAINTIFF'S OBJECTION TO MOTION FOR  
ADMISSION PRO HAC VICE

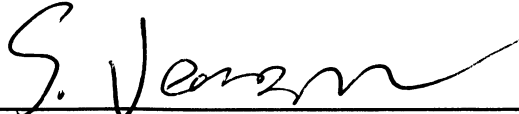
1. Plaintiff objects to Defendant's Objection [Doc. 44] in reply to Plaintiff's Objection to the Motion for Admission Pro Hac Vice [Doc. 12], Objecting to Defendant's Motion for Pro Hac Vice Admission of Julie E. Schwartz to this Court [Doc. 9].

2. Attorney Eck and Attorney Schwartz may have satisfied some of the requirements of Local Rule 83.2(b), [Docs. 9, 9-1.], but none of these actions were satisfied on June 1, 2020.

3. Attorney Schwartz's submittal of her Motion to Dismiss and Memorandum of law in Support constitutes an unauthorized practice of law in the State of New Hampshire under statute NH RSA 311:7 and New Hampshire Rules of Professional Conduct Rule 5.5(a) and put Attorney not in good standing.

For these reasons, Plaintiff PRAYS THAT, Jonathan M. Eck, Esq.'s Motion for Admission Pro Hac Vice as to Julie E. Schwartz be denied and Grant such other and further relief as the Court deems just.

31 Respectfully,

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34 

35 /s/ Plaintiff, Anonymously as Sensa Verogna  
36 SensaVerogna@gmail.com

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CERTIFICATE OF SERVICE

39 I hereby certify that on this 11th day of August 2020, the  
40 foregoing document was made upon the Defendant, through its  
41 attorneys of record to Jonathan M. Eck jeck@orr-reno.com and  
42 Julie E. Schwartz, Esq., JSchwartz@perkinscoie.com

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

Sensa Verogna, Plaintiff, )  
v. ) Case #: 1:20-cv-00536-SM  
Twitter Inc., Defendant. )

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MEMORANDUM OF LAW IN SUPPOR OF PLAINTIFF'S OBJECTIONS TO  
TWITTER, INC.'S MOTION FOR LEAVE TO FILE REPLY TO PLAINTIFF'S  
OBJECTION TO MOTION FOR ADMISSION PRO HAC VICE

1. Plaintiff objects to Defendant's Reply to Plaintiff's  
Objection to Motion for Admission Pro Hac Vice, [Doc. 44.], in reply  
to Plaintiff's Objection to the Motion for Admission Pro Hac Vice  
[Doc. 12], Objecting to Defendant's Motion for Pro Hac Vice  
Admission of Julie E. Schwartz to this Court [Doc. 9]. As grounds  
for my objections, Plaintiff states as follows:

2. Defendants Motion to Dismiss Complaint or,  
Alternatively, Transfer Motion and Memorandum "[Doc. 3]" were  
submitted on June 1, 2020, as illustrated below;

Respectfully submitted,  
Twitter, Inc.  
By its attorneys,

ORR & RENO, PROFESSIONAL ASSOCIATION  
Dated: June 1, 2020 By: /s/ Jonathan M. Eck  
Jonathan M. Eck, Esq. (NH Bar #17684)  
45 S. Main Street, P.O. Box 3550  
Concord, NH 03302  
(603) 223-9100  
jeck@orr-reno.com

Julie E. Schwartz, Esq. (*motion for pro  
hac vice admission to be filed*)

3. [Doc. 3] was "SUBMITTED" by Defendant's, "ATTORNEY(S)", Mr. Eck and Ms. Schwartz. Meaning plural and more than one and meaning that it really doesn't matter who signed the motion as Ms. Schwarz was submitting [Doc.3] on behalf of her client. It clearly means Attorney Schwartz was an out of state attorney representing a corporate client, in the State of New Hampshire, who at the time she filed [Doc. 3] on June 1, 2020, Attorney Schwartz was unauthorized to practice of law in front of this Court and in violation of N.H. RSA 311:7.

4. [Doc. 3] acknowledges that NO motion for pro hac vice was filed by June 1, 2020.

5. Contrary to Defendant's N.H. Rule 5.5(c)(2) argument, Attorney Schwartz did file or submit documents and appeared in this Court which were totally unauthorized actions in representing the Defendant in this proceeding. Additionally, Attorney Eck had not made any motion on behalf of Attorney Schwartz under Local Rule 83.2(b), thus the Court could not and had not given her permission, has significant bearing on the analysis of whether Attorney practiced before the Court illegally, and that if N.H. Rule 5.5(c)(2) is to square with N.H. RSA 311:7, the Statute and not the Rule should stand.

6. Again, Plaintiff re-iterates, N.H. RSA 311:7 states;

62 "Prohibition. - No person shall be permitted commonly  
63 to practice as an attorney in court unless he has been  
64 admitted by the court and taken the oath prescribed in  
65 RSA 311:6".

66  
67 7. Attorney Schwartz, on June 1, 2020, WAS NOT admitted by  
68 this Court and had not taken the oath prescribed in N.H. RSA  
69 311:16. Therefore, under the plain and ordinary meaning of the  
70 words of this statute, Attorney Schwartz was not so authorized to  
71 present anything to this Court on June 1, 2020.

72 8. Attorney Schwartz had not satisfied the requirements of  
73 Local Rule 83.2(b), at the time Defendants moved to dismiss on  
74 June 1, 2020 [Doc. 3], and Plaintiff's arguments regarding the  
75 unauthorized practice of law are not unfounded as she was not, in  
76 her own words, in good standing before this Court when she  
77 submitted to this Court Defendants Motion to Dismiss [Doc. 3].

78 9. Local Rule 83.2(b)- Pro Hac Vice Admissions, demands  
79 that; "any attorney who is a member in good standing of the bar of  
80 any court of the United States or of the highest court of any state  
81 may appear and practice before this court in that action at the  
82 court's discretion and on motion by a member of the bar of this  
83 court who is actively associated with him or her in a particular  
84 action." [See Doc. 25].

85 10. Therefore, 2 conditions must have been met prior to Ms.  
86 Schwartz, an out of state attorney, would be so permitted to  
87 practice law before this court on June 1, 2020; 1) that on a on

88 motion by a member of the bar of this court who is actively  
89 associated with him or her in a particular action, AND; 2) at the  
90 court's discretion. In reading the plain text of this rule and  
91 because it includes the word "and", it should denote 2 conditions  
92 be met. See Local Rule 83.2(b) .

93 11. Although the Court may have discretion to allow  
94 Defendants Pro Hac Vice Motion , because no conditions were met at  
95 the time of the June 1, 2020 filing, this court had no discretion  
96 over Mr. Schwartz until June 8, 2020 when Defendants submitted its  
97 Motion for Pro Hac Vice on June 8, 2020 as the court cannot  
98 discipline any attorney not so admitted or permitted to practice  
99 before this court. See DR-6 Disciplinary Proceedings. 83.5(a)  
100 Disciplinary Rules.

101 12. Defendants argument that Attorney Schwartz's actions of  
102 breaking New Hampshire Laws before this Court and in violation of  
103 the Rules is "highly typical" is nonsensical. Especially from  
104 someone who is on numerous judicial committees or boards regarding  
105 Court Rules in the State of New Hampshire.

106 13. For the reasons stated in Plaintiff's Memorandum in  
107 Support of this Motion, Declarations and the reasoning averred  
108 through previous Plaintiff's Pleadings; Plaintiff's Request for  
109 Entry of Default by Clerk and Declaration in Support filed on June  
110 8, 2020; and Plaintiff's Request for Entry of Default Judgement by  
111 Clerk filed on June 8, 2020; and Plaintiff's Request to Strike

Defendant's Motion to Dismiss Complaint or, Alternatively, Transfer filed on June 15, 2020 and because Julie E. Schwartz, Attorney for the Defendant, Twitter, Inc., gave legal counsel in preparing the "Motion and Memorandum" in New Hampshire, then submitted those two documents to a New Hampshire Court where she was not authorized to practice, nor was she at the time of the submittal applying to any court, and additionally because she failed to state any reasoning as to why she would have submitted to this Court, documents she was not authorized to submit and in violation of N.H. RSA 311:7.

Plaintiff PRAYS this Court deny this motion and the Defendant's Motion for Pro Hac Vice. [Doc. 9].

Respectfully,

  
/s/ Plaintiff, Anonymously as Sensa Verogna  
SensaVerogna@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of June 2020, the foregoing document was made upon the Defendant, through its attorneys of record to Jonathan M. Eck jeck@orr-reno.com and Julie E. Schwartz, Esq., JSchwartz@perkinscoie.com